

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE: Application of: GARRILL, Karl Andrew, et. al.

Serial No.: 09/971,799

Art Unit: 3728

Filing Date: October 3, 2001

Examiner: Jimmy G. Foster

For: METHOD AND PACKAGE FOR STORING A PRESSURIZED CONTAINER CONTAINING A DRUG

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Applicants request that the references identified on Form PTO-1449 appended hereto be considered by the Examiner and officially made of record in accordance with the provisions of 37 CFR 1.97

- ☒ Copies of the references #10-24 are enclosed (#10-23 on enclosed CD-ROM; #24 paper copy)
☐ Copies of the references were submitted in parent application Serial No. _____. (37 CFR 1.98(d))
☐ A copy of the International Search Report which issued on International Application No. _____ is submitted herewith. All of the publications cited in the International Search Report are listed on the attached form PTO-1449 and Applicants understand that copies have been supplied to the U.S. Patent Office by the International Bureau.

- A. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing date of the above application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 CFR 1.97(b).

OR

- ☒ The Information Disclosure Statement submitted herewith is being filed before the mailing of a first office action after the filing of a Request For Continued Examination under 37 C.F.R. 1.114 (37 C.F.R. 1.97(b)(4)).

- B. ☐ The Information Disclosure Statement transmitted herewith is being filed **after** three months of the filing date of the above application or the date of entry into the national stage as set forth in § 1.491 of an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last, but **before** the mailing date of either:

- (1) a final action under § 1.113 or
(2) a notice of allowance under § 1.311,

whichever occurs first.

- ☐ Applicant hereby certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

- ☒ Applicant elects the option to pay the fee set forth in 37 CFR 1.17(p) for submission of an Information Disclosure Statement under § 1.97(c) (\$180.00).

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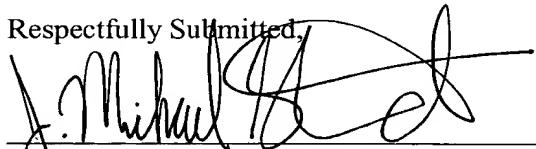
- C. ☐ The Information Disclosure Statement transmitted herewith is being filed **after** a final action under § 1.113, or a notice of allowance under § 1.311, whichever occurs first, but before the payment of the issue fee. Also enclosed is a copy of the International Search Report which Issued on International Publication No.

In accordance with the requirements of 37 CFR 1.97(d):

- ☐ Applicant hereby certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. **[or]**
- ☐ Applicant hereby certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of this statement; and
- ☐ The petition fee set forth in § 1.17(i)(1) (\$180.00) is submitted herewith.

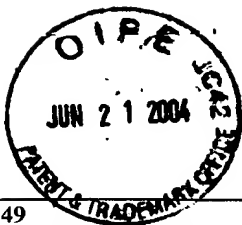
- ☐ Please charge any required fees to Deposit Account No.07-1392.
- ☐ A duplicate copy of this paper is attached.

Respectfully Submitted,



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Date: June 21, 2004
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FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT				ATTORNEY DOCKET NO. PG4113US2		SERIAL NO. 09/971,799	
				APPLICANT GARRILL, Karl Andrew, et. al.			
				FILING DATE October 3, 2001		GROUP 3728	
U.S. PATENT DOCUMENTS							
Examiner Initials		Patent Number	Issue Date	Name	Class	Subclass	Filing Date If Appropriate
	1.	4,447,565	05/08/1984	LULA, et. al.			
	2.	4,757,919	07/19/1988	SMAZIK, et. al.			
	3.	4,919,984	04/24/1990	MARUHASHI, et. al.			
	4.	5,062,569	11/05/1991	HEKAL			
	5.	5,591,379	01/07/1997	SHORES			
	6.	5,789,044	08/04/1998	RAM, et. al.			
	7.	6,328,327	12/11/2001	LIGONY			
	8.	6,679,374	01/20/2004	GARRILL, et. al.			
	9.	4,042,170 A	08/1977	ELKMAN, et. al.			
Continue on page _____							
FOREIGN PATENT DOCUMENTS							
		Document Number	Publication Date	Country	Class	Subclass	Translation Yes No
	10.	96/04189	02/15/1996	PCT			
	11.	96/29603	09/26/1996	PCT			
	12.	96/33108	10/24/1996	PCT			
	13.	97/32663	09/12/1997	PCT			
	14.	4013799	04/28/1990	GERMANY (Abstract)			
	15.	2099940	01/07/1994	CANADA (Abstract)			
	16.	2306169	04/30/1997	GREAT BRITAIN (Abstract)			
	17.	19633495	02/26/2998	GERMANY (Abstract)			
	18.	9947195	09/23/1999	PCT			
	19.	0037336	06/29/2000	PCT			
	20.	99/53901	10/1999	PCT			
	21.	1964048 A	5/1998	GERMANY			
	22.	0688666 A	12/1995	EUROPE			
	23.	0793992 A	9/1997	EUROPE			
Continue on page _____							
OTHER DOCUMENTS (Including Author, Title, Journal-Date, Page Number, Etc.)							
	24.	Research Disclosure document RD 433072-A, entitled "Medical Device Package with Clear Plastic Overwrap;" 05/10/2000					
	25.	Serial No.: 09/599,274 filed 06/22/2000					
	26.	Serial No.: 10/312,073 filed 06/22/2001					
Continue on page _____							
EXAMINER					DATE CONSIDERED		
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.							